| I  | I  |                        |                              |  |  |
|----|--|------------------------|------------------------------|--|--|
|    | Case 3:05-cv-05094-FDB Documen   | t 11                   | Filed 09/06/05               | Page 1 of 3  |  |
|    |  |                        |                              |  |  |
| 1  | TF   | IE H                   | ONORABLE FRA                 | ANKLIN D. BURGESS  |  |
| 2  |  |                        |                              |  |  |
| 3  |  |                        |                              |  |  |
| 4  |  |                        |                              |  |  |
| 5  |  |                        |                              |  |  |
| 6  |  |                        |                              |  |  |
| 7  |  | a Di                   |                              |  |  |
| 8  | IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA   |                        |                              |  |  |
| 10 | NANCY GRIFFIN,   | ) C                    | ase No. C05-5094             | FDR  |  |
| 11 | Plaintiff,   | )<br>)<br>1            | 1SC 110. C03-3094            | rdb  |  |
| 12 | VS.  | )<br>)<br>) <b>S</b> T | STIPULATION AND ORDER OF     |  |  |
| 13 | VANCOUVER NEUROLOGISTS AND   | <b>V</b> (             |                              | SMISSAL OF NANCY   |  |
| 14 | NEUROPHYSIOLOGISTS, P.S. and DOES 1-10, jointly and severally,   |                        |                              |  |  |
| 15 | Defendants.  | )<br>)                 |                              |  |  |
| 16 | STIPULATION  |                        |                              |  |  |
| 17 |  |                        |                              |  |  |
| 18 | Pursuant to Fed. R. Civ. P. 41(a)(1), the particle of the part |                        |                              |  |  |
| 19 | request the Court dismiss this litigation with prejudice, and without costs or attorney's fees to  |                        |                              |  |  |
| 20 | any party in the litigation captioned above.   |                        |                              |  |  |
| 21 | Dated this day of September, 2005.   |                        |                              |  |  |
| 22 | THE DETKED LAW FIDAL DC  |                        |                              |  |  |
| 23 | THE BETKER LAW FIRM PC J   | ACK                    | SON LEWIS LLF                | ,  |  |
| 24 |  |                        |                              |  |  |
| 25 | Mary A. Betker, WSBA No. 30429   |                        | Kristin Bell, WSBA No. 32766 |  |  |
| 26 | Attorney for Plaintiff   |                        |                              | d, WSBA No. 21952  |  |
| 27 |  |                        |                              |  |  |
| 28 | STIPULATION AND ORDER FOR VOLUNTARY<br>DISMISSAL RE: NANCY GRIFFIN - 1<br>(C05-5094 FDB)   |                        | 600 U                        | Jackson Lewis LLP<br>niversity Street, Suite 2900<br>attle, Washington 98101<br>(206) 405-0404 |  |

## Case 3:05-cv-05094-FDB Document 11 Filed 09/06/05 Page 2 of 3

| 1  | ORDER   |  |  |  |
|----|---|--|--|--|
| 2  | Based upon the foregoing stipulation of the parties, it is hereby:  |  |  |  |
| 3  | ORDERED that the above-captioned matter be dismissed with prejudice as to plaintif  |  |  |  |
| 4  | Nancy Griffin and all defendants and without attorney's fees or costs to any party.  DATED this 6th day of September, 2005. |  |  |  |
| 5  |   |  |  |  |
| 6  | Divide this our day or september, 2003.   |  |  |  |
| 7  | July /  |  |  |  |
| 8  | FRANKLIN D. BURGESS<br>UNITED STATES DISTRICT JUDGE   |  |  |  |
|    | UNITED STATES DISTRICT JUDGE  |  |  |  |
| 10 |   |  |  |  |
| 11 | Presented by:   |  |  |  |
| 12 | JACKSON LEWIS LLP   |  |  |  |
| 13 | MCROON EL WIO ELI   |  |  |  |
| 14 | By: /s/ Kristin Bell  |  |  |  |
| 15 | Kristin Bell, WSBA No. 32766  Barry Alan Johnstud, WSBA No. 21952   |  |  |  |
| 16 | Barry Alan Johnsrud, WSBA No. 21952 Attorneys for Defendants  |  |  |  |
| 17 |   |  |  |  |
| 18 | Approved as to form; Notice of presentation waived.   |  |  |  |
| 19 | THE BETKER LAW FIRM PC  |  |  |  |
| 20 |   |  |  |  |
| 21 | By:/s/ Mary A. Betker<br>Mary A. Betker, WSBA No. 30429   |  |  |  |
| 22 | Attorney for Plaintiff  |  |  |  |
| 23 |   |  |  |  |
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STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL RE: NANCY GRIFFIN - 2 (C05-5094 FDB)

1 **DECLARATION OF SERVICE** 2 The undersigned declares under penalty of perjury under the laws of the United States of 3 America that a true and accurate copy of the document to which this declaration is affixed was sent via U.S. Mail on this 6<sup>th</sup> day of September, 2005, to: 4 5 **Mary Betker** 6 The Betker Law Firm PC 3140 Evergreen Way, Suite 3-A 7 Washougal, WA 98671 Tel: 360-892-6400 8 Fax: 360-335-9001 WSBA #30429 9 E-mail: attorneymary@aol.com 10 Dated this 6<sup>th</sup> day of September, 2005, at Seattle, Washington. 11 12 /s/ Jenny Whitman 13 Jenny Whitman 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28

STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL RE: NANCY GRIFFIN - 3 (C05-5094 FDB)

Jackson Lewis LLP 600 University Street, Suite 2900 Seattle, Washington 98101 (206) 405-0404